IN THE HIGH COURT OF JUDICATURE, ANDHRA PRADESH
AT HYDERABAD

(Special Original Jurisdiction)

THURSDAY, THE FOURTH DAY OF NOVEMBER
TWO THOUSAND AND FOUR

PRESENT

THE HON'BLE MR JUSTICE N.V. RAMANA

WRIT PETITION NO : 22907 of 1995

Between:

M/s.Bengal Marines (P) Ltd.,
Plot No.20, Fishing Harbour, Vishakapatnam-533001,
Rep by its Authorised Signatory K.K.Gopikuttan Nair, Vishskapatnam.

..... PETITIONER

AND

The Vishakapatnam Port Trust, Rep by its Traffic manager,
Visakapatnam-533001.

.....RESPONDENT

Petition under Article 226 of the constitution of India praying that in the circumstances stated in the Affidavit filed herein the High Court will be pleased to issue an appropriate writ or order preferably writ of mandamus declaring the impugned Notice issued by the respondent through the reference No.TM/FH/OS/PT VI, dt.5.9.95 as arbitrary, capricious against the principles of natural justice without jurisdiction and therefore illegal.

Counsel for the Petitioner: MR.K.VINAYA KUMAR

Counsel for the Respondent: MR.K.SRINIVASAMURTHY

The Court made the following:

ORDER:

The learned counsel for the petitioner seeks permission of this Court to withdraw the writ petition with liberty to pursue the matter with the respondent.

In the circumstances the writ petition is dismissed as withdrawn granting liberty to the petitioner to approach the respondent for redressal of his grievance. No order as to costs.

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N.V. RAMANA, J

Dated: 4th November, 2004.

LSK/TVK

To

1. The Manager,

Visakhapatnam Port Trust,

Visakhapatnam-533 001

2. Two C.D. copies.